

Fiscal Estimate - 2021 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 21-2994/2	Introduction Number SB-837
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Description
 eliminating immunity for public campus administrators from liability for violations of individual expressive rights under the declaration of rights in the Wisconsin Constitution

Fiscal Effect

State:

No State Fiscal Effect
 Indeterminate

<input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations	<input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues	<input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs
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Local:

No Local Government Costs
 Indeterminate

1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> 0 <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
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Fund Sources Affected	Affected Ch. 20 Appropriations
<input checked="" type="checkbox"/> GPR <input type="checkbox"/> FED <input checked="" type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	s. 20.680 (2)(a), s. 20.680 (2)(j)

Agency/Prepared By	Authorized Signature	Date
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Fiscal Estimate Narratives

CTS 1/24/2022

LRB Number	21-2994/2	Introduction Number	SB-837	Estimate Type	Original
Description eliminating immunity for public campus administrators from liability for violations of individual expressive rights under the declaration of rights in the Wisconsin Constitution					

Assumptions Used in Arriving at Fiscal Estimate

This bill eliminates immunity for certain campus administrators from liability for violations of certain individual expressive rights.

Under the bill, a person may bring a claim against a campus administrator if the individual feels that she was deprived of her Constitutional rights under article I of the Wisconsin Constitution. It prohibits the respondent from using as a defense to the claim rights under statutory immunity, statutory limits on damages, that any claims under either Constitution were not established at the time of the conduct, or that the campus administrator acted in good faith.

Court Operations and Consolidated Court Automation Program (CCAP) may have to determine the procedure and program any changes necessary to process these claims, including CCAP history event codes, and potentially a new case class code. In addition, Judges will require additional education to understand the requirements of the court in hearing and providing for injunctive relief. Judges hearing civil cases will have additional cases added to their case load if one of these actions was filed.

It is not possible to project the number of claims that would need to be processed by the Courts.

Long-Range Fiscal Implications

Indeterminate